

**CRIMINAL DOCKET  
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
<b>THE UNITED STATES</b>  vs.  <b>EDWARD LEE SWEDENSKY</b>	<i>For U. S.:</i>  <b>Ben F. Baker</b> Asst. U.S. Attorney   <i>For Defendant:</i> <del><b>Kenneth L. Stainer (Ret)</b></del> <del><b>812 Mayo Bldg</b></del> <del><b>Tulsa, Ok</b></del>  <b>Michael D. Argire (303-255-5403)</b> <b>250 W. 14th Ave.</b> <b>Denver, Colo. 80216</b>

17-5-71  
 313 427-7928  
 4608  
 Deft. address is:  
 4752 Federal Boulevard  
 Denver, Colorado 80211  
 See entry on 6-24-74  
 mail  
 Notice to 7  
 4568 W. 88th Ave.  
 Westminster Colo  
 428-9793

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
Reopened 1-2-75		12-15-75	Swedensky	320 00	
J.S. 2 mailed 7-1-74	Clerk	12-18-75	C. D. #27		320 00
J.S. 3 mailed 11-1-74	Marshal	1-21-76	Swendensky	345.00	
closed 3-1-75 mod. 5-1-75		1-22-76	C. D. #32		345 00
Violation False Statement	Docket fee	2-13-76	Swedensky	183 00	
Statement		2-19-76	C.D. #36		183 00
Title 18		3-5	Swedensky	152.00	
Sec. 1014		3-11-76	C.D. #39		152 00
1 Ct.					
\$5,000 and/or 2 yrs.					

DATE	PROCEEDINGS
6-13-74	Indictment, filed in open court.jj
6-13-74	Record vote of grand, filed in open court.jj
6-13-74	Warrant of arrest issued(\$5,000 cash or surety)jj
6-24-74	Copy of Order for Removal from District of Colorado, filed. Ordered that Deft. is bound over to U.S. District Court, N.D.O., on his appearance bond in amount of \$5,000, corporate surety, and shall appear when so notified. (Royce D. Sickley-Mag)v
8-5-74	MO: Ordered by the Court that this case is set for Arraignment and plea 8-8-74, 11:00 a.m.(AEB-J) b
8-8-74	Case called for arraignment and plea. Deft. present and represented. Govt. represented. Deft. arraigned and enters plea of NOT GUILTY. Deft. given 10 days to file motions and case to be set on next jury docket. Present bond continued.(AEB-J)b
8-19-74	Application of Kenneth Stainer to withdraw as attorney of record. b
10-9-74	MO: Case set for jury trial on 11-12-74, at 9:30 A.M.(AEB-J)b nts mld
10-21-74	Order, filed allowing K. Stainer to withdraw as counsel. (AEB-J)g
10-21-74	Consent to Transfer of Case for Plea & Sentence Under Rule 20 to the District of Colorado, filed. v
10-21-74	Transcript mailed to District of Colorado this date. v

DATE	PROCEEDINGS
1-2-75	Order, filed, retransferring case to this court from Dist. of Colorado, as deft. does not wish to plead guilty. (Fred M. Winner-Judge)g
1-3-75	Case set for jury trial 1-27-75 at 9:30 a.m. (AEB-J)hm
1-27-75	Case transferred to Judge H. Dale Cook. (AEB-J)hm
1-27-75	Case called for jury trial. Govt. represented; deft. present & represented by Kenneth L. Stainer. Deft. withdraws plea of Not Guilty & changes plea to GUILTY. Deft. waives jury & waiver signed & filed in open court. Deft. adjudged GUILTY as charged. Sentence set 2-11-75 at 10:00 a.m. Bond continued. (HDC-J)hm
2-11-75	Case called for sentence. Deft. present and represented; govt. represented. Statements made as to discrepancies in pre-sentence report. Deft. requests continuance of sentence pending outcome of state proceedings in Colo. Deft. submits doctor's report, which is filed in open court. Court defers sentence until 2-18-75 at 10:00 a.m. Deft. to report to Probation officer to provide all additional information needed before leaving Dist. (HDC-J)hm
2-18-75	Case called for sentence. Deft. present and represented; govt. represented. Statements made by govt. counsel and deft. as to deft's plea. Court sets matter for hearing on Thursday, 2-20-75 at 10:00 a.m. Govt. directed to issue subpoenas for proper witnesses. Govt. requests bond be doubled and Court grants request. Bond set at \$10,000.00. Deft. to furnish govt. with proper addresses for witnesses. Deft. remanded to U.S. Marshal. (HDC-J)hm
2-20-75	Reporter's Transcript of Proceedings had on 1-27-75 before Hon. H. Dale Cook, Judge, with Thomas G. Bloxom, Court Reporter, filed. v
2-20-75	Reporter's Transcript of Proceedings had on 2-11-75 before Hon. H. Dale Cook, Judge, with Thomas G. Bloxom, Court Reporter, filed. v
2-20-75	Reporter's Transcript of Proceedings had on 2-18-75 before Hon. H. Dale Cook, Judge, with Thomas G. Bloxom, Court Reporter, filed. v
2-20-75	Case called for evidentiary hearing as to matter of deft's plea. Deft. present and represented; govt. represented. Court states that deft's statements made on 2-18-75 are considered as a motion to withdraw his plea of guilty. Court admonishes deft. and all witnesses as to testimony given under oath. Deft. sworn and testifies. Pltf's witnesses sworn and testify: Andy Decker, Willard Wesley Decker, Phillip Decker and William S. Flanagan, Jr. Application to withdraw plea of guilty is withdrawn by the deft. by permission of the Court. Deft. enters plea of GUILTY and is adjudged GUILTY as charged. Deft. & counsel asked if they have anything to say before sentence is pronounced. Court states deft. would not benefit from sentence under YCA. Judgment and Sentence - Edward Lee Swedensky (Age 23) Atty. Gen. - Two (2) Years It is further adjudged that the deft. pay a fine unto the United States in the amount of \$5,000, and the deft. is to stand committed until the fine is paid in full, or he is otherwise discharged under due process of law. Court orders the \$5,000 bond be exonerated. (HDC-J)hm
2-20-75	Pltf's exhibit #1, filed. hm

(continued)

DATE	PROCEEDINGS	Date Order or Judgment Noted
2-20-75	Judgment and commitment, filed and entered. (HDC-J)hm	
2-20-75	Two c/c of J&C delivered to U.S. Marshal. hm	
2-20-75	MO: It is ordered by the Court that the appeal bond is set in the amount of \$25,000 cash or surety. (HDC-J)hm	
2-25-75	Reporter's Transcript of Proceedings Had on Feb. 20, 1975, Sentencing of Deft. filed by Thomas G. Bloxom, CSR. v	
2-25-75	Appl. of Kenneth L. Stainer to w/draw as atty. of record, filed. v (o)	
2-25-75	MO: It is ordered by the Court that the applic. of Kenneth L. Stainer to withdraw as atty. of record is held in abeyance pending information to the Court by the deft. Swedensky pertaining to the rights of appeal of the deft. (HDC-J)hm (counsel advised)	
2-26-75	Notice of decision not to appeal, filed. hm	
2-27-75	Applic. of Kenneth Stainer to w/draw as atty. of record, filed. b	
3-4-75	Order allowing withdrawal of Kenneth L. Stainer as atty. of record for deft., filed. (HDC-J)hm (copies mailed)	
4-2-75	Letter dated 3-21-75 from deft. to Judge Cook, filed as a motion to reduce. hm	
4-2-75	Letter dated 3-30-75 from deft. to Judge Cook, filed as a motion to reduce. hm	
4-4-75	Govt's response to deft's mo/for reduction of sentence, filed. hm	
4-7-75	Order, filed and entered, that Judgment and Sentence entered 2-20-75 is modified as follows: Atty. Gen. - Two (2) Years Further adjudged that the deft. pay a fine unto the U.S. in the amt. of \$1,000.00, and the deft. is to stand committed until the fine is paid in full, or he is otherwise discharged under due process of law. (HDC-J)hm (copies mailed counsel, deft. & warden, Englewood, Colo.)	
4-8-75	Return on U.S. Marshal's service, J & C, filed. Executed by delivering deft. on 2-18-75 to Tulsa County Jail, Tulsa, OK; deft. delivered on 3-29-75 to Federal Youth Center at Englewood, Colorado. k	

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